HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No.23063 of 2007

Dated: 01-11-2007

Between:
Karimnagar District Co-operative
Central Bank Ltd., Karimnagar,
represented by its General Manager.

...
Petitioner

AND
The District Collector, Karimnagar,
Karimnagar District.

...
Respondents

Counsel for the petitioners: Sri Srinivas Polavarapu.

Counsel for the respondents: Asst. Govt. Pleader for Land Acquisition.

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ORDER:

This Writ Petition is filed for the following substantive relief:

> "… … to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in trying to disburse the compensation amounts to the borrowers of the Primary Agricultural Co-operative Society Limited, Boinpally, without obtaining the No Objection Certificates from the PACS Ltd., Boinpally in pursuance to the declarations issued under Section 6 of the Land Acquisition Act in Proceedings No.D3/1566/07-2 dated 29-5-2007 which was published in Andhra Prabha Daily newspaper on 9-6-2007, Section 6 declaration issued under L.A. Act in Proceedings No.D3/1393/07-2 dated 28-5-2007 which was published in Praja Shakthi Daily newspaper on 9-6-2007, Section 6 declaration issued under L.A. Act in Proceedings No.D3/1597/07-2 dated 6-6-2007 which was published in Andhra Bhoomy Daily newspaper on 24-6-2007, Section 6 declaration issued under L.A.Act in proceedings No.D3/1564/07-2 dated 1-06-2007 which was published in Andhra Prabha daily newspaper on 18-6-2007 pertains to Kodurupaka village, Section 6 declaration issued under L.A. Act in Proceedings No.D3/1612/07-2 dated 13-6-2007 which was published in Andhra Bhoomi daily newspaper on 20-6-2007, Section 6 declaration issued under L.A.Act in Proceedings No.D3/1672/07-2 dated 21-6-2007 which was published in

Vaartha daily newspaper on 20-6-2007 pertains to Varadavelli village and Section 6 declaration issued under the L.A.Act in Proceedings D3/1400/07-2 dated 12-6-2007 which was published in Praja Shakti Daily newspaper on 26-6-2007 pertains to Shabashpalli as illegal, arbitrary and opposed to the provisions of A.P. Co-operative Societies Act, 1964, Land Acquisition Act and Transfer of Property Act and consequently direct the respondents not to disburse the compensation amount payable to the borrowers without producing the no objection certificate from the Primary Agricultural Co-operative Society Limited, Boinpally; and to pass such other order or orders in the interest of justice".

At the hearing, learned Assistant Government Pleader for Land Acquisition, on instructions, submitted that respondents 1 to 5 would not disburse the compensation amount to the beneficiaries without routing the same through the petitioner's bank.

In view of the statement of the learned Assistant Government Pleader, the Writ Petition is disposed of.

Dt.1-11-2007

(C.V.Nagarjuna Reddy)

Note:
Issue CC in two days.

(BO)

MNR